

**MARICOPA COUNTY STADIUM DISTRICT BOARD OF DIRECTORS MINUTE BOOK**

**FORMAL SESSION**

**April 19, 2006**

The Board of Directors of Maricopa County Stadium District, Arizona convened in Formal Session at 9:00 a.m., April 19, 2006, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Fulton Brock, Vice Chairman, District 1; Andrew Kunasek, District 3; Max W. Wilson, District 4. Absent: Don Stapley, Chairman, District 2 and Mary Rose Wilcox, District 5. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Administrative Coordinator; David Smith, County Manager; Bruce White, Deputy County Attorney. Votes of the Members will be recorded as follows: aye-nay-absent-abstain.

**MINUTES**

Motion was made by Director Wilson, seconded by Director Kunasek, and unanimously carried (3-0-2) to approve the minutes of the meeting held February 1, 2006.

**PERSONNEL AGENDA**

No personnel changes were submitted for approval at this meeting.

**DONATIONS**

No donations reports were submitted for approval at this meeting. (ADM5500-006)

**AMENDMENT TO LED CONTRACT**

Motion was made by Director Wilson, seconded by Director Kunasek, and unanimously carried (3-0-2) to authorize Amendment No. 1 to the LED Contract Number SD06-001 awarded to Hunt Construction Group in compliance with agenda number C6806004101. Amend the subject contract at Article 11.2.2.5 Builders Risk (Property) Insurance to read:

Builders' Risk insurance shall be on a special form and shall also cover false work and temporary buildings and shall insure against risk of direct physical loss or damage from external causes including debris removal and demolition occasioned by enforcement of any applicable legal requirements.

The paragraph currently reads:

Builders' Risk insurance shall be on a special form and shall also cover false work and temporary buildings and shall insure against risk of direct physical loss or damage from external causes including debris removal, demolition occasioned by enforcement of any applicable legal requirements and shall cover reasonable compensation for architect's services and expenses required as a result of such insured loss and other "soft costs" as required by the contract.

The amended language removes the requirement of insurance covering "soft costs." This amendment has been reviewed and approved by the Maricopa County Risk Management Department. (C6806004102)

**AMENDMENT TO BOOKING MANAGEMENT SERVICES CONTRACT**

Motion was made by Director Wilson, seconded by Director Kunasek, and unanimously carried (3-0-2) to authorize the Stadium District Executive Director Representative, Bill Scalzo, to execute a letter

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agreement with the stadium booking manager, SMG/SAA Ventures LLC, that provides for a one time amendment to Section 2.1.2 of the Booking Management Services Contract (Serial 03206-RFP) excluding from the calculation of revenue sharing payments due the District all revenues received by SMG/SAA Ventures LLC in connection with the World Baseball Classic games played at Chase Field on March 7, 8 and 9, 2006. (C6806012100) (C6792)

**PREPAYMENT OF PRINCIPAL BALANCE - WITHDRAWN**

Item: Authorize the prepayment of \$2,500,000 toward the principal balance of the Stadium District Loan of \$15,000,000 between the Arizona Diamondbacks and the district. Funding for this expenditure is available in the Chase Field operating fund balance (253). Also approve a corresponding increase to the Stadium District Expense Budget in Fund (253) in the amount of \$2,500,000 (253-681-6810-950-00). (C6806013100) (C6772)

The Clerk announced that this item was withdrawn by the District.

**MEETING ADJOURNED**

There being no further business to come before the Board, the meeting was adjourned.

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Don Stapley, Chairman of the Board

ATTEST:

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Fran McCarroll, Official Record Keeper